FOR MYSORE STATE

,006 31 10 50.

Public Works (1954) Department.

Ms. SERIES.

Pass
Supdt

G.O. NO. 2630

Dated 28-7-1954

[Despatch Abstract.]

IRRIGATION - Mysore State - Malur taluk - Restoration of Indumangala Dasappakera Tank - Papers recorded.

NO.R.F. 45-46/Pol.

From The Secretary to the Hon'ble the Resident in Mysore.
To The Secretary to the Government of Madras, P.W.D.,
Madras.

Dated Bangalore, the 28 Jany.1946.

Restoration of Indumangala Dasappanakere,
Regd.No.246 of Malur Taluk.

Sir, I am directed to forward for information a copy of letter from the Government of Mysore. No.P.W.5030/Irrn.2-45-65, dated the 22nd January 1946.

I have the honour to be,
Sir,
Your most obedient servant,

SECRETARY TO THE RESIDENT.

P.T.O.

Endt No 482D/46-1930/746 P.W.D.
Referred to the C.E(2) for remarks.

Letter from the Secretary to the Government of Mysore, Public Works Department, No.P.W.5030/Irrn. 2-45-65, dated the 22nd January 1946.

- - -

Restoration of Indumangala Dasappanakere Registered No.246.

I am directed to state that Indumangala Dasappanakere, Registered No.246 of Malur Taluk, is an unrestored minor tank with an atchkat of 31 acres and 16 guntas. The present capacity of the tank is 4.54 units against its original capacity of 7 units and is insufficient to irrigate the existing atchkat of 31 acres and 16 guntas. The Government of Mysore, therefore, propose to restore the tank at an estimated cost of Rs.11,700 without increasing the original capacity and the atchkat.

I am to request that the Government of Madras may kindly be apprised of this proposal as required under the 1933 Agreement with that Government.

- - -

RT

From Sri Rao Bahadur
A.R. Venkata Acharya B.E., I.S.E.,
Chief Engineer for Irrigation,
Chepauk, Madras.

To
The Secretary to Government,
Public Works Department.

No.649/46-M-1, dated 17 April 1946.

Sub:- Restorations of Indumangala Dasappanakere - Regd. No. 246 of Malur Taluk - Kolar Dt.

Ref:-Govt. endt. No.482 D/46-1, dated 30-1-46. plan

The letter of Mysore communicated in the above Government endorsement is an intimation to Madras as per 1933 Agreement to restore Indumangala Dasappanakere an un-restored Minor tank in Malur Taluk, Kolar District, to its original capacity of 7 units as the present capacity of 4.54 units is insufficient to irrigate the existing ayacut of 31 acres - 16 guntas.

The Mysore Government have not sent a sketch map to locate the position of the tank. As seen ffom the Government of India map the tank is situated in Marti catchment of south Pennar basin. This is within the prohibitory limit specified against item No.44, schedu B, of the 1892 Agreement. The consent of Madras for this work is therefore necessary. Madras cannot reasonably refuse consent unless the capacity or the atchkat of the tank is increased and it was not in an unrestored condition for more than 30 years past. Mysore has stated that the atchkat and capacity are not preposed to be increased. But it has not furnished information on the 3rd point viz., the number of years the tank has been in this un-restored condition. In addition to this information being obtained, it is al

necessary to have details of actual area irrigated every year in the last 30 years and also a sketch to locate the position of the tank to examine if the conditions of the agreement are fully satisfied. These may be called for, and Mysore may be asked to defer the restoration till this information is supplied to Madras and final reply of Madras is given.

5/4/46.

KK. 5/4. for Chief Engineer for Irrigation.
Encl: ~~Com. Reminder dated 26-3-46.~~

6/23/4

P.W.D.

Letter No. 482 D/46-2 dated 23-4-46

To

The Secretary to the Hon'ble the Revenue Minister in Mysore,
Bangalore

Sir,

Restoration of Indramangala Dasappanakere - Regd No. 246 of Malur Taluk - Kolar Dt. Ryotwari Residency letter No. RF 45-46/Pol Dt 28-1-46

I am directed to request that a sketch showing the position of the tank referred to together with information as to how long the tank had been in an unrestored condition and details of actual area irrigated every year in the last 30 years may be obtained from the Govt of Mysore and furnished to this Govt.

2. The Govt of Mysore may also be requested to depu

the restoration of the tank till the information required
in para 1 is ~~supplied~~ Supplied and ~~typed copies of this G.O.C. is forth~~ issues its final reply

Copy to CE (I)

18.4.46.

18.4.46.

Note Please see the CE's letter at ppB-4 cf. Link reference to 'A' on p 3 cf and 'B' and 'C' on p 4 cf a draft letter to the Resdt is submitted

18.4.46.

18.4.46.

29/7/6

P.W.D.

Letter No. 482 D/46-3 dated 7.6.46

Despd. 7.6.46

To

The Secretary to the Hon'ble the President in Mysore
Bangalore

Sir,

Restoration of Lakshmangala Dasappanakere.
Request No. 246 of Nelur Taluk, Kolar Dt.
Ref. Letter No. 482 D/46-2 dt. 23-4-46.

I am directed to invite attention to the above letter and to enquire when your reply may be expected.

Your obt

6.6.46 6.6.46 6/6/46

No.R.F.45-45/Vol.

From The Secretary to the Hon'ble the Resident in Mysore.
The Secretary to the Government of Madras,
Public Works Department, Madras.

Bangalore, [illegible] June 1946.

Restoration of Indumangala Dasapannakere,
Reg.No.246 of Kolar Taluk.

...

Sir,

I am directed to refer to your letter No.4832/46-3, dated the 7th June 1946, and to state that the Government of Mysore have been addressed and their reply is awaited. They have been reminded.

I have the honour to be,
Sir,
Your most obedient servant,

for SECRETARY TO THE RESIDENT.

Ten.

No.RF.45-46/Pol.

From The Secretary to the Hon'ble the Resident in Mysore.
To The Secretary to the Government of Madras,
Public Works Department, Madras.
Dated Bangalore, the 22nd July 1946.

D
4572

RESTORATION OF INDUMANGALA DASAPPANAKERE-
REGISTERED NO. 246 OF MALUR TALUK.

Sir,

I am directed to refer to your letter No.482-D/46-2, dated the 23rd April 1946 and to forward a copy of letter from the Government of Mysore No.P.W.329-30/Irrigation/2-45-228, dated the 16th July 1946.

I have the honour to be,
Sir,
Your most obedient servant,

SECRETARY TO THE RESIDENT.

P.T.O.

Letter from the Secretary to the Government of His Highness the Maharaja of Mysore, Public Works Department, Bangalore, No.P.W.329-39 Irn 2-45-228, dated the 16th July 1946.

- :0: -

Restoration of Indumangala Dasappanakere - Registered No.246 of Malur Taluk.

I am directed to refer to your letter No.RF.45-46/Pol., dated 3rd May 1946 on the above subject and to state that the Madras-Mysore agreement of 1933 does not stipulate either for the particulars required by the Government of Madras in their letter dated 23rd April 1946 being furnished by this Government or for the work being stopped and to add, therefore, that the work of restoring Indumangala Dasappanakere will be proceeded with.

2. I am further to add that the sketch showing the position of the tank referred to in paragraph 1 of the Madras Government's letter will, however, be furnished on its receipt from the Chief Engineer for Irrigation who has been requested to forward the same early.

- :0: -

BJ

From Sri Rao Bahadur
A.R.Venkata Acharya,B.E.,I.S.E.,
Chief Engineer for Irrigation,
Chepauk, M a d r a s.

To
The Secretary to Government,
Public Works Department

-30

No.649/46-M-3 dated the 22nd Aug. 1946.

Sir,

Sub:-Restoration of Indumangala Dasappanakere - Registered No.246 of Malur taluk -Kolar District -

---

I invite reference to Government's letter No.482-D/46-2 dated 23-4-46 to the Hon'ble the Resident in Mysore, on the above subject and request you to let me know whether the Mysore Government's reply has been received.

A Venkata Rowanan
20.8.46

for CHIEF ENGINEER FOR IRRIGATION.

RK/19.8

P.W.D.

2-3/27/8

D/27

Despatch 29

Letter No. 482 D/46-6 dated 26.8.46
To the Secy to the Hon'ble the
~~Trade~~ Resident in Mysore.

Sir,

Restoration of Sankamangala Kaisamappa Lem Rgd. No. 241 of Malur Tk.

Ref. your letter No. RF 415 46/Pol dated 22.7.46

I am directed to state that from the information so far available to this Govt the above mentioned tank is situated in Mastic catchment of South Pinnar basin which is within the prohibitory limit specified against item 46, Schedule B of the Mysore Madras Agreement of 1892 HE X and I am therefore to state that under clause III of the 1892 Agreement, this Govt do not consider to the works being proceeded with and to request you to move the Govt of Mysore to stop [illegible]

2. I am also to request you to obtain from the Mysore Govt details of the work proposed to be done as required by cl 1(c) of the 1933 Agreement under which the Mysore Govt [illegible]

No. 482 D/46-7 dt/ 26.8.46

[illegible] to the Govt of Mysore with copy of the Resident's letter under

X This Govt in its previous letter requested to obtain from the Mysore Govt information as to how long the tank had been in an unrestored condition. This Govt required this information in order to arrive at a decision whether the work would fall within the definition of 'New Work' in the 1892 Agreement

No.RF.45-46/Pol.

From The Secretary to the Hon'ble the Resident in Mysore.
To The Secretary to the Government of Madras,
Public Works Department, Madras.
Dated Bangalore, the 31st August 1946

RESTORATION OF INDUMANGALA DASAPPANAKERE-
REGISTERED No. 246 OF MALUR TALUK.

Sir,

In continuation of my letter No.RF.45-46/Pol., dated the 22nd July 1946, I am directed to forward a sketch (showing the position of Indumangala Dasappanakere tank) since received from the Government of Mysore.

I have the honour to be,
Sir,
Your most obedient servant,

for SECRETARY TO THE RESIDENT.

DEPUTY SECRETARY TO GOVERNMENT
1946
5426
PUBLIC WORKS DEPARTMENT

BJ

Endt No. 482-D/46-8 dt 4-9-46 P.W.D

Forward to the CE (I) in Continuation of PWD Endt No. 482 D/46-7 dated 26-8-46.

Issue in Secrecy

3-9-46

To the CE (I) (with a sketch in original to be returned with reply)

Deeps will Sealed IC 6/9

From

THE SECRETARY TO THE HON'B

To

MEMORANDUM No.

Dated Bangalore, the

19 PWD

Letter No 482-A/46-9 Dy 6-11-46

To The Secy to the Hon'ble The Resident in Mysore, Bangalore:

Sir,

Restoration of Indumangala Dasappanahere Registered No 246 of Malur taluk -

Ref: This Govt. letter No 482-A/46-6 Dy 26/

I am directed to invite a refce to the letter cited above and to enquire at what stage the matter is & when a reply may be expected

I. O. S.

6/11 End-

Endt No. 482-A/46-10 dt 6-11-46

13/11 13
7.11

Copy forwarded to the CE(S) in continuation of endt No. 482-A/46-8 dt 9.46 and he is requested to expedite his report called for in Endt. 482-A/46-7 dt 26.8.46

6/11

6/11

Asstt Engr 13/11 Exec Engr(S)

6.11.46

The reply to this communication should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

No. R.F.45-46/Pol.

FROM

THE SECRETARY
TO THE HON'BLE THE RESIDENT IN MYSORE.

To

The Secretary to the Government of His Highness the Maharaja of Mysore, Public Works Department, Bangalore.

Dated Bangalore, the 22nd November *1946.*

PUBLIC WORKS DEPT. NOV 1946 6971

Restoration of Indumangala Dasappanakere Registered No.246 of Malur Taluk.

...

SIR,

I am directed to refer to your letter No.P.W.2832-3, dated the 2nd November 1946 and to enquire how the matter stands and when a reply may be expected. The Government of Madras have reminded this Residency.

PWD
A.R. till 15.12.46.

I have the honour to be,
Sir,
Your most obedient servant,

Sd/- P.N. Raman Nayar,

for SECRETARY TO THE RESIDENT.

10
25-11-46.
25/11.

Copy to the Secretary to the Government of Madras, Public Works Department, Madras, with reference to his letter No.493-3/46-3, dated the 6th November 1946.

for SECRETARY TO THE RESIDENT.

Copy.

The reply to this communication should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

PUBLIC WORKS DEPARTMENT

No. RF.45-46/Pol.

FROM

THE SECRETARY

TO THE HON'BLE THE RESIDENT IN MYSORE.

To

The Secretary to the Government of Madras,
Public Works Department,
Madras.

Dated Bangalore, the 17 Decr. *1946.*

Restoration of Indumangala Dasappanakere-Registered No.246 of Malur Taluk.

Sir,

I am directed to refer to my endorsement No.RF. 45-46/Pol., dated the 21st November 1946, and to state that information has since been received from the Government of Mysore that they are still awaiting their Chief Engineer's report and have asked him to expedite it.

I have the honour to be,
Sir,
Your most obedient servant,

SECRETARY TO THE RESIDENT.

PWD

A. R. Fdl 25-1-47.

20/12/46

20.12.46.

BJ

The reply to this communication should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

ASSISTANT SECRETARY TO GOVERNMENT
31 JAN 1947
PUBLIC WORKS DEPARTMENT

No. R.F.45-46/Pol.

FROM THE SECRETARY

TO THE HON'BLE THE RESIDENT IN MYSORE.

The Secretary to the Government of His Highness the Maharaja of Mysore, Public Works Department, Bangalore.

Dated Bangalore, the 28th January 1947.

Restoration of Indumangala Basappanakere, Regd. No.246 of Malur Taluk.

SIR,

I am directed to refer to your letter No.P.W.3658-9, dated the 10th December 1946, and to enquire how the case stands and when a final reply may be expected.

PWD

A.R. till 5.3.47

I have the honour to be,
Sir,
Your most obedient servant,

Sd/- P.N. Narain Nayar,

for SECRETARY TO THE RESIDENT.

Copy forwarded to the Secretary to the Government of Madras, Public Works Department, Madras, for information in continuation of letter from this Residency, No.R.F.45-46/Pol., dated the 17th December 1946.

for SECRETARY TO THE RESIDENT.

Letter No 482-D/46-11 dt 17-3-47 PWD.

To Messrs the Hon'ble the Resident in Mysore Bangalore.

Sir,

Restoration of Indumangala Dasabbanakere Registered No 246. of Malur taluk.

Ref: Your letter No R.F. 45-46 Pal dt 28.1.47

I am directed to invite a reference to the letter cited above and to enquire at what stage the matter is and when a reply may be expected

D/18/47 12.3.47 — 15.3.47 — Y.O.S. — for 17/3

Endt No 482-D/46-128 17-3-47

Copy forwarded to the CE (E) in continuation of PWD endt No 482-D/46-10 dt 6.11.46 and he is requested to expedite the report called for in endt No 482-D/46-28 dt 26.8.46 and say when it may be expected.

D/12/3/47 12.3.47 — 15-3-47 — for 17/3

482/46

The reply to this communication should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

D

No. R.F.45-46/Pol. 27

FROM 1377

THE SECRETARY
TO THE HON'BLE THE RESIDENT IN MYSORE.

To

The Secretary to the Government of His Highness the Maharaja of Mysore, Public Works Department, Bangalore.

Dated Bangalore, the 26th March *1947.*

Restoration of Irbuvangala Lusapankere, Regd.No.246 of Malur Taluk.

SIR,

I am directed to refer to your letter No.P.W.5008-[illegible] dated the 6th February 1947, and to enquire how the case stands and when a final reply may be expected. The Government of Madras have again reminded this Residency.

I have the honour to be,
Sir,
Your most obedient servant,
Sd/- P.M. Raman Nayar,

for SECRETARY TO THE RESIDENT.

Copy forwarded to the Secretary to the Government of Madras, Public Works Department, Madras, for information with reference to his letter No.482 D/46-11, dated the 17th March 1947.

2. In their letter of the 6th February 1947, the Government of Mysore wrote that they were still awaiting their Chief Engineer's report which they had asked him to expedite.

A.R. till 15.5.47.

for SECRETARY TO THE RESIDENT.

29/3/47 Ten.

The reply to this communication should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

FROM 1295 PUBLIC WORKS DEPARTMENT

No. R.F.45-46/Pol.

FROM

THE SECRETARY

TO THE HON'BLE THE RESIDENT IN MYSORE.

The Secretary to the Government of Madras,
Public Works Department,
Madras.

Dated Bangalore, the 21st April *194*7.

Restoration of Indumangala Dasapanakere,
Regd.No.246 of Malur Taluk.

SIR,

I am directed to refer to your letter No.482 D/46-6 dated the 26th August 1946, and to forward in original a statement received from the Government of Mysore, showing the actual area irrigated every year below the tank from 1932-33 to 1945-46. They add that particulars of the area irrigated in the previous years are not available as the records have been destroyed.

2. The Government of Mysore point out that an extent of over 30 acres was irrigated during 1932-33 and that this area has been gradually reducing owing to the silting up of the tank. In the circumstances they consider that their proposal to restore the tank is in conformity with the terms of the 1892 and 1933 agreements and the question of consent of the Government of Madras does not arise.

I have the honour to be,
Sir,
Your most obedient servant,

for SECRETARY TO THE RESIDENT.

Ten.

C.5245 J/47

45

PWD

Endst No 482-D/46-B dt 28-4-47

Copy ~~forwarded~~ ~~to the CE(G)~~ together with a copy of Statt. mentioned therein forwarded vide this office endst No 482-D/46-B dt 14-3-47 for information and necessary action. He is requested to submit his report at an early date.

to the CE(G) with copy of p.29 ~~infra~~ ante & p.31 infra

Ex R 2/8/47

Ex R 2/8

Ex R. 18.12.47. to CE(G).

Ex R. 23.1.48 to CE(G).

Ex R. to CE(G) 22.2.48

Statement showing the land irrigated under Dasappanakere Tank of Indumangala Village in Lakoor Hobli, Malur Taluk from the last 14 years as verified from the Phani.

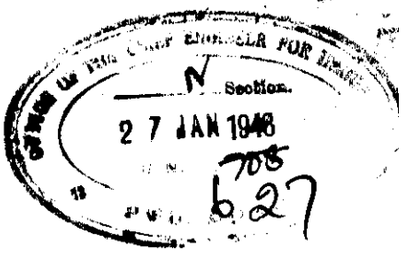
Year.	Total Atchkat.		Area Irrigated.		Area not Irrigated		Remarks.
	Area.	Guntas.	Area	Guntas.	Area.	Guntas.	
1932-33	31	36	30	11	1	25	
1933-34	31	36	27	29	4	7	Due to scanty rain
1934-35	31	36	5	35	26	1	fall seasonal remission
1935-36	31	36	28	38	2	38	sanctioned for the year
1936-37	31	36	28	19	3	17	1934-35.
1937-38	31	36	29	21	2	15	
1938-39	31	36	30	17	1	19	
1939-40	31	36	30	11	1	25	
1940-41	31	36	30	5	1	31	
1941-42	31	36	29	32	2	4	
1942-43	31	36	28	6	3	30	
1943-44	31	36	27	37	3	39	
1944-45	31	36	27	9	3	27	
1945-46	31	36	19	21	12	5	Due to scanty rainfall seasonal remission is sanctioned in this year.
14 Years.							

H. Puttaswamy 12.4.47

For Secretary to Government
P.W. Department.

C. No. 5845 J/47.

Public Works Dept.
J Section.



To

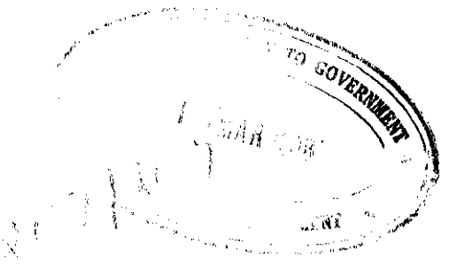
The Chief Engineer (Irrigation)

1523/47

I am directed to invite attention to Endt. No. 482 D/46-13 d/28.4.47 and to request that this reminder may be returned with information as to:-

(i) the stage at which the matter now is, and

(ii) the date by which a reply may be expected.



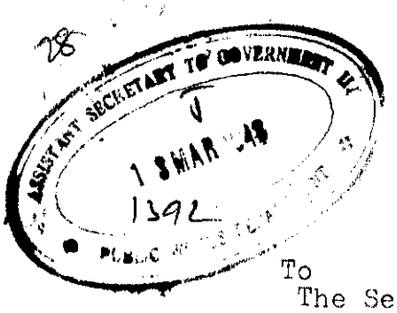
Office: P.W. Secretariat.
Station: Fort St. George,
Dated: 23. 1. 48

For Asst. Secretary.

SUBJECT.

Restoration of Sridurmangala Dasappanakere Regd. No. 246 of Malur Taluk.

28



REPLY.

To
The Secretary to Government,
Public Works Department, Madras.

The question is under examination and a reply will be sent before the end of this month.

M.D. Nair
for

SR:11/3 11/3 For Chief Engineer for Irrigation.

P.W.D(J)

A. R. Lee 15.4.48.

PS. 13.3.48. 17/3/48

43 hrs

Ex R to C.E.(J) A) 15.4.48.
Ex R to C.E.(J) A) 22.5.48
Ex R to C.E.(J) A) 23.6.48.

P.W.D (I)

Memo: No: 52465 I/47-1 D. 2.8.48.

Subject:- Irrgn:- Restoration of Indiwaygala Dasa-panakere — Regd. No: 246 of Malur Taluk.

Reference Govt. Order No: 482 D 46-13 D 28.4.47

—

The attention of the C.E (I) is invited to the reference cited above and he is requested to expedite the submission of the report called for therein.

D.S. 24.7 for 26/7/48

31.7.48

To the C.E (I).

REMINDER.

Public Works Deptt.

Section.

To 3083 3083

The Chief Engineer (Irrgn.)

I am directed to invite attention to Endt. No. 48296-B dated 28.4.47 ~~and to request that the reply~~ and to request that this reminder ~~to it may be expedited~~ may be returned urgently with the information as to:

(1) the stage at which the matter now is, and

(2) the date by which a reply may be expected.

For Asst. Secy. to Govt.
P.W. Secretariat.
Fort St. George,
Dated 22.5.48

SUBJECT
Restoration of Induvanjalu
Daseppanakere - Regd. No. 246 of
Halur Taluk.

J 3945

To

The Secretary to Government,
Public Works Department.

Sub: Idumangala Dasabhanakare -
Restoration

The matter is still under examination and a reply will be sent as early as possible.

for Chief Engineer for Irrigation.

P.W.D (J)

~~The main file is~~

Main file
Sent to
record

A.R. Lee
15-9-48

P.S.
9/8/48

From
Sri Rao Bahadur
A.R. Venkata Acharya, B.E., I.S.E.,
Chief Engineer for Irrigation,
Chepauk, Madras.

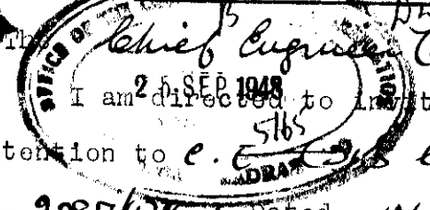
To
The Secretary to Government,
Public Works Department,
Madras.

-v-v-v

REMINDER. C.3245 Irr.

To PUBLIC WORKS DEPTT. (I) 41

The Chief Engineer (Irrgn)



I am directed to invite attention to C. [illegible] letter No. 2087/47B-3 Dated. 17.8.48 and to request that the ~~reply to it / further~~ report referred to therein / may be expedited.

P.W.Sectt.)
Fort Saint George.) for Asst. Secy.
Dated. 23.9.48) to Govt.

SUBJECT.

Irrgn:- Restoration of Anderangala Dasapparadeve - Regd. No. 246 - of Kalen Taluk

To the Secretary to Government,
Public Works Department,
Madras.

The Board is being addressed for furnishing figures of actual cultivation for the last 20 years and on receipt of particulars a reply will be sent.

M.D. Narasimhan 27/11/48

for Chief Engineer for Irrigation.

CMJ/22-10.

NB 26/10

5355

P.W.D.(I)

A.R. Iyer 1.12.48

1.11.48

2/11/48

6.11.48

PUBLIC WORKS DEPARTMENT.

From Sri Rao Bahadur
A.R. Venkatachari, B.E.,M.I.E.,(Ind).,
M.Am.Soc.C.E., I.S.E.,
Chief Engineer for Irrigation,
Chepauk, Madras.

To
The Secretary to Government
Public Works Department,
Fort St. George,
M A D R A S.

o-o-o-

89 18.1

PW.D.(T)

Endt No. 5245-D/47-2. dated 17.1.49

Sub: Irrigation - Mysore Tanks - Malur Taluk — Restoration of Indumangala Dasappanakere.

Ref: From the CE(I) No. 2087/47-B-6 dated 15.12.48

A copy of Govt endt No. 482-D/46-12 dated 17.3.47 is enclosed herewith as desired.

4.1.49 4/1/49 11.1.49

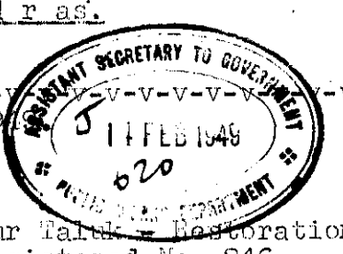
To The CE (S)

Encl: Copy of endt No. 482-D/46-12 dated 17.3.47.

47

From Sri
A.R. Venkatachari, B.E.,M.I.E.,(Ind).,
M.Am.Soc.C.E.,I.S.E.,
Chief Engineer for Irrigation,
Chepauk, Madras.

To
The Secretary to Government,
Public Works Department.
Madras.



-v-v-v

From Sri
A.R.Venkatachari, B.E.,M.I.E.(Ind)
M.Am.Soc.C.E., I.S.E.,
Chief Engineer for Irrigation,
Chepauk, M a d r a s.

To the Secretary,
Board of Revenue,
Madras.

No. 2087/47-B-13 Dated 14-4-49.

Sir,

Sub:- IRRIGATION- Mysore State- Melur Taluk- Indumagala Dassapankare- Restoration Particulars.
Ref:- Board's No.L.Dis.G.7862/48 dated 22-3-49.

It is reported that the same extents detailed in the Collector's letter forwarded in Board's No.L.Dis.3333/47 dated 2-9-47 were irrigated during every one of the past 20 years. It looks rather strange that the very same extents were actually irrigated every year and that the vagaries of the season--bad or good-- obtaining an and off had no effect on the actual extents irrigated. The Board is therefore requested to confirm if the information as furnished by theCollector can be taken as correct and report submitted to Govt.

A.R.VENKATACHARI,
for CHIEF ENGINEER FOR IRRIGATION

pr.

Copy forwarded to Government for information with reference to P.W.D. Memo No.5245/J/47-1 dated 2-8-1948.

FOR CHIEF ENGINEER FOR IRRIGATION.

To the Secretary to Govt. Public Works Department, Madras.

PW.D.(F)

T.M. No. 5245-F/47-2 dated 8-6-49.

From The A.E. P.W.D.

To The C.E., P.W.D. (Irrigation Branch)

Subject :- Irrigation - Mysore State - Malur Taluk
Restoration of Indumangalu Dassapankere
Ref:- Govt Memo No. 5245-F/47-1 dated 2-8-48
and your No. 2087/47-B-13 dated 14.4.49 to the Secy to Govt

Please expedite ~~the submission of~~ the report as state orders it may be expedited.

7-6-49

7/6/49

TPK
7/6/49

From Sri
A.N. Venkatachari, B.E., M.I.E.(Ind)., M.Am.Soc.C.E., F.C.S.,
Chief Engineer for Irrigation,
Cheyank, Madras.

To
The Secretary to Government,
Public Works Department.

ADDL. ASST. SECRETARY TO GOVERNMENT
4 JUL 1949
PUBLIC WORKS DEPARTMENT

No. 2087/47B-14 dated 4th July 1949.

Sir,

Sub:- Irrigation - Mysore Tanks - Malur taluk - Restoration - of Indumavala Dasamandhara.

Ref:- Government, Telephonic Message No. 5245 J/47-2 dated 3.6.49.

...

The Board has since stated that it has made a reference to the Collector of Kolar in regard to the confirmation of certain particulars furnished by him to it. A reply to Government will be sent as soon as a further reference is received from the Board of Revenue.

V. Krishnaswami 7/7/49
for Chief Engineer for Irrigation.

cmj/7.7.

P.W.D. (F)

A.R. tal 15.8.49.

9.7.49

7.7.

P.W.D.(I)

T.M. No. 5245 J/47-3 dated 19.8.49

72/228

From The A.S. P.W.D.

To The CE P.W.D (Irrigation Branch)

Sub. Irrigation – Mysore State – Kolar

Taluk. Restoration of Indumangala

Dassappanakere

53 CF

Ref. your letter No. CE.S.T/47-B.14 dated 4.7.49.

Please expedite your report.

P.C to issue

XP
17-8-49

17/8/49

19.8.49

SPECIAL. POST COPY OF TELEPHONIC MESSAGE, No.2087/47-B-17 dated 19-9-49.

From the Chief Engineer for Irrigation, Chepauk, Madras.

To the Secretary to Government, Public Works Department, Fort St.George, Madras

SECRETARIAT
22 SEP 1949
J 4630
PUBLIC WORKS DEPARTMENT

--oOo--

Sub: IRRIGATION - Mysore State - Malur Taluk - Restoration of Indumangala Dasappanakere.

Ref: From Govt. P.C. of T.M.No. 5245-J/47-3 dated 19-8-49.

The Board's reply has since been received. But certain particulars called for from the Executive Engineer, Salem Division is still awaited. He is being specially reminded to expedite it. On its receipt my reply will be sent to Government.

M.V.Narasimhan 19/9/49

p.p/19-9. for Chief Engineer for Irrigation.

P.W.D.(F)

A.R.Cell 20.10.49. (illegible)

20/9/49 21/9/49

P.W.D.(I)

92
22.10

T.M.No. 5245 J/47-4 dated 22.10.49

From The AS. P.W.D.

To The Dy. C.E. P.W.D. (Irrigation Branch)

Sub: Irrigation - Mysore State - Malur Taluk -
Restoration of Indumangala Dasappanakere.

Ref:- Your PC & TM No. 2087/47 B-17 dated 19.9.49.

Please expedite your report.

Dy AE 22/10

JPC to issue :

KP
18/X/49

22/10/49

MW
21.X.49

T.M. No 5245-8/47-5 dated 23.11.49

From Tehr A.E. P.W.D.

To The CE P.W.D. (Irrigation Branch)

Sub. Irrigation - Mysore State Malur Taluk - Restoration of Sudamanagalu Dasappanakere.

Ref. P.C. of T.M. No 5245-8/47-4 dated 22.10.

I expedite your report.

25.11.49

J.P. e to issue.

POST COPY OF TELEPHONIC MESSAGE.

From The Chief Engineer for Irrigation,
Chepauk, Madras.

To The Secretary to Government,
Public Works Department.

J
5303
PUBLIC WORKS DEPARTMENT

No. 3087/47 B-20 dated 30th November 1940.

Sub:- Irrigation - Mysore state - Malur taluk - Restoration of Indumangala Dassappanakere.

....

Ref:- Government, Public Works Department post copy of telephonic message No. 5945-J/47-4 dated 27.10.49.

...

The Board's reply received is under examination in this office. The particulars called for from the Executive Engineer, Salem Division are still awaited. As soon as his report is received and examined, my reply will be sent to Government.

8/12/49

for Chief Engineer for Irrigation.

cmj/7.12.

P.W.D. (I)

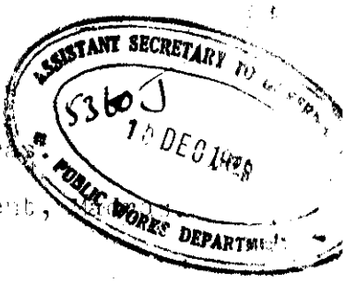
A.R. table 18.1.50

12.12.49

13/12/49

13.12.49

T.M. By Post.



From the Chief Engineer for Irrigation, Chepauk, Madras.

To the Secretary to Government, Public Works Department, Madras.

No. 2087/47-B-22 dated 8-12-49.

Sub: Indumangala Dassapannakara - Restoration by Mysore.
Ref: From Government, P.W.D. P.S. of T.M. No. 5245-I/47-5 dated 23-11-49.

The further report promised by the Superintending Engineer, has not been received so far. He is being reminded to expedite it. On its receipt my reply will be sent to the Government.

A. R. Sreeni Vasan 12.12.49
for Chief Engineer for Irrigation.

p.n/10-12.

12/12.

P.W.D(T)

To A/c. One C.S.O. copy ~~of report~~ may be awaited till 30-1-50 as ordered on p.f.3 ante.

15-12-49

15/12/49.

T. M. No. 5245-B/47-6 dated 23.1.50

From The A. S. P.W.D.,

To The C.E. P.W.D. (Irrigation Branch)

Sub: Irrigation - Mysore State - Malur Taluk - Restoration of Indumangala Dasappana Kere.

Ref: your P.C. T.M. No. 2087/47-B. 22 dated 8-12-49

Please expedite your report

20.1.50

✓ P.C. to issue

28/1

36
25/2

P.W.D.(I)

T.M. No. 5245 8/47-7 dated 25.2.50

From The A.S. P.W.D.

To The CE P.W.D (Irrigation Branch)

Sub. Irrigation Mysore state – Malur Taluk – Restoration of Indumangala Dasappanakere.

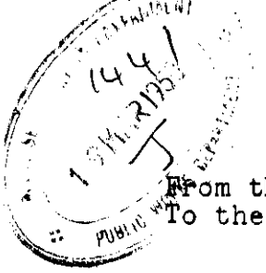
Ref. your T.M (by post) No. 2027/47-B.22 dated 8.12.49 and part p.c of T.M No. 5245-8/47-6 dated 23.1.50

Please expedite your report.

P.C to issue

23.2.50

24/2/50



Telephonic Message.

From the Chief Engineer for Irrigation, Madras.
To the Secretary to Government, P.W.D. Madras.

No.2087/47B-25 dated 15th March 1950.

Sub:-Irrigation - Mysore State - Malur taluk - Restoration of Indumangala Dasappanakere.

Ref:-From Govt. P.W.D.P.C. of T.M. No.5245 J/47-6 dated 23rd Jan. 1950.

The Superintending Engineer's further report since received is under examination. A reply will be sent shortly if no further reference to the Superintending Engineer is found necessary.

16/3/50

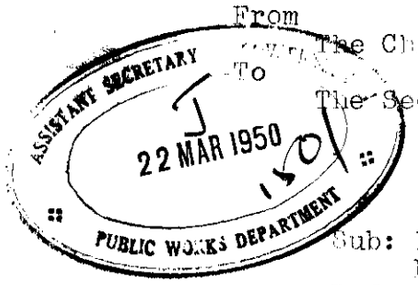
SR:16/3 For Chief Engineer (Irrigation)

A.R. till 20.4.50 P.W.D.(T)

20.3.50

21.3.50

Telephonic Message By Post.



From

The Chief Engineer for Irrigation, Chepauk, Madras.

To

The Secretary to Goverment, Public Works Department, Madras

No. 2087/47-B-26 dated 16-3-50.

Sub: Irrigation - Mysore State - Malur Taluk - Restoration of Indumangala Dasappanakere.
Ref: Goverment Post copy of T.M.No. 5245 J/47-7 dated 25-2-50.

The Superintending Engineer's report, since received, is under scrutiny. A reply to the Government reference will be sent shortly if no further reference to the Superintending Engineer is found necessary.

T. V. Narayana Murthi. 17.3.50.

for Chief Engineer for Irrigation.

p.p/17-3.

17/3

P.W.D.(P)

To A3.

May lie over till 20.4.50 as ordered on p.71 ante.

22.3.50

23.3.50

SPECIAL.

PUBLIC WORKS DEPARTMENT

From Sri
A.R. Venkatachari, B.E., M.I.E.,
(Ind) M.Am.Soc. C.E., I.S.E.,
Chief Engineer for Irrigation,
Chepauk, M a d r a s.

To
The Secretary,
Public Works Department,
M a d r a s.

Letter No.2087/47-B-27, dated 5-4-1950.

Sir,

Sub: Restoration of Indumangala Dasappanakere--Mysore Tank--Restoration.

Ref: Govt. Endt.No.482-D/46-13, dated 28-4-47.

To examine how the restoration of this tank by Mysore, would affect the Madras tanks lower down, an examination of the extents irrigated by the lower tanks for the past 20 years were necessary. These had to be obtained from the Board of Revenue. Some of the lower tanks were in Mittah limits and there was difficulty in getting these figures. Correct figures also could not be obtained from the Board and the question had to be referred to the Board twice or thrice to get at these figures involving delay in disposal of this reference.

2. A map showing the Mysore tank under reference and the Madras tanks lower down is enclosed. The Collector feels that a case against the restoration cannot be made out. No doubt the Madras tanks are far below the Mysore tank and a No. of tributaries join the Markanda Nadhi, in which catchments the Mysore tank is situated. Hence the effect of the restoration may not be felt perceptibly. But it is observed from a report of the Collector that the irrigated extents under Pitchukonda Peddanapalli has deteriorated badly. In a case where there is deterioration, even the withholding of small supplies is bound to aggravate the situation.

3. Mysore contends that she is restoring the tank only to its original capacity, because the area irrigated has deteriorated due to silting up of the tank. This cannot be objected to according to the 1892 agreement provided the Mysore statement is true.

3.2. Madras can object to the restoration if it could prove that the tank had been in its existing condition for over 20 years because this would give a prescriptive right to Madras for the water in excess of the present capacity of Mysore tank. To that end, Mysore was addressed - vide Govt. letter No.482D-46-6 dated 26-8-46 to the Secretary to Resident Mysore. In the letter enclosed to Govts. endt. read above, Mysore have furnished figures of cultivation from 1932-33 only and the non-availability of figures of previous years stands in their favour.

3.3. Even the figures of cultivation furnished by Mysore do not corroborate their statement that the extent of irrigation is getting gradually reduced due to the silting up of the tank. The ayacut of the tank is given as 31 acres 36 guntas, in the statement as against 31 acres 16 guntas in their original letter vide Govt. endt. No.482-D/46-1 dated 30-1-46. The extent irrigated in 32-33 was 30 acres 11 guntas and the same extent had been cultivated in 1939-40 also. If there should be silting up of the tank there should be a gradual reduction in extents irrigated but from the statistics of irrigation furnished by Mysore there is nothing in support of their statement between 1932 and 1939. There is a gradual decline in the extent irrigated from about 30 acres in 40-41 to 27 acres in 1944-45 and in 1945-46 it is as low as 19 acres. This low figure in 45-46 is reported to be due to scanty rainfall. Thus there is nothing to warrant a statement that the reduction in extent is due to reduced capacity.

p.t.o.

4. Even conceding for a moment that there is some silting up, the duty for the present extent of 27 acres and capacity of 4.54 units, is 6 acres per unit. On this basis the capacity for the full ayacut should only be 5.3 units while Mysore proposes to restore the tank for a capacity of seven units. Thus, Mysore is trying to conserve more and incidentally increase the ayacut under pretext of restoration of lost capacity

5. In the interests of lower down irrigation which is deteriorating as already referred to in para 2 above, it seems necessary to ask Mysore not to restore the tank to the capacity proposed now.

6. Mysore is restoring a No. of small tanks and the cumulative effect would be a greater injury.

7. It is for the Government to examine the implication of the 1892 Agreement and the legal aspects involved before a final decision is reached - vide my letter No.4234/49 R.E.P. dated 7-9-49.

for Chief Engineer for Irrigation.
8/4/50

Encl.1 Map.

6/4

P.W.D

memo no 5245-V/47. & dt 6.7.195

Sub. Irrigation - Mysore State. Malur taluk. Restoration of Indumangala Dasappasakere Regdns 2146

Ref. From the C.E (I) no 2087-47-B, dated 5.4.1950

The attention of the C.E (I) is invited to para 2 of Govt MS ND 1645 P.W. dated 14.4.1953 and he is requested to state whether the Govt of Madras can object to under the General Law to the proposal of Mysore to restore the Indumangala

PTO

as a panchayat on the
ground that it will affect
the prescriptive rights
already acquired by the
out of Madras

6/7/53

1-53 6/7/53

To the C.E. (I)

25/19-8

P.W.D

memo no 5245 T.47.9 dt 18-8-53.

Sub. Irrigation - Mysore State - Malur taluk - Restoration of Indumangala Dasappa Reservoir. Regd no 24

Ref. Govt memo no 5245 T/47-8 P.W dated 6.7.53

The attention of the C.E(9) is invited to the reference cited and he is requested to expedite the submission of his report in the matter.

To the C.E (9) D

25/8/53

14.8.53

18.8.53.

18.8.53

GOVERNMENT OF ANDHRA

*****

Copy of letter No. 2878/53-R-1 dated the 21st September, 1953, from the Chief Engineer (Irrigation), Madras to the Secretary, to Government, P.W.D. Madras.

Sub: Irrigation - Mysore Tanks.

Ref: Government Memorandum No. Nos.
2414/J/49-22 dated 30-6-53.
3348/J/49 dated 30-6-53.
5287J/47-14 dated 30-6-53.
3001/50-15 dated 30-6-53.
1142D/49-2 dated 6-7-53.
6093J/48-15 dated 18-7 53.
2957J/49-11 dated 18-7-53.
6237J/49-3 dated 18-7-53.
5245J/47-8 dated 6-7-53.

The concerned Superintending Engineers are being asked to examine and report if the Madras State has acquired any prescriptive rights over the partially abandoned waters of the several tanks. On receipt of their reply a report will be sent to Government.

/True copy/

rps.311.

P.W.D. & Deptt
H3.

Memo No 215-H/53-1 D/ 22-12-53:

Sub: Irrigation - Mysore State - Malur taluk - Restora of Iddumangala Dasoppakere - Regd No 246 -.

Ref: Madras Govt Memo No 5245-J/47-8 D/6-7-53
2) From C.E (I) letter No 2878/53-R-1 D/21-9-53

The C.E(I) is requested to send his rep at an early date.

To
The C.E (I) Kurnool.

21.12.53

Dasppa
Pfor
30/12

22.12.53

ERI issued on 25-1-54.
ERII issued on 25-3-54.

P.W.S & I Dept
H3.

33/21

Memo No. 215-H/53-2 D/20-4-54

Sub: Irrigation - Mysore State - Malur taluk - Restorat of Indusnangala Basappakere - Regd No 246 —

Ref: Madras govt Memo No 5245-J/47-8 D/6-7-5:
2) From the C.E (S) letter No 2878/53-R-1 D/21-9-

P 77 C+ 1
-o/s at P 81+1

To the C.E (S/L)

the C.E (S/L) is requested to expedite his reply.

20/4/54

Note — The C.E (S/L) 18.4.54
has been reminded
on 22.12.53, 25.1.54 and 25.3.54
18.4.54

/By Regd. Post. Ack. due/

GOVERNMENT OF ANDHRA
Public Works and Transport Department
--:--
Letter No. 215 H/53-3;

46941

From
Sri K.N. Anantharaman, I.C.S.,
Secretary to Government,

To
The Secretary to the Government of Madras,
Public Works Department,
Fort St. George, MADRAS.9.(with enclosures)

Kurnool, dated the 9th June '54.

Sir,

Sub: Irrigation- Mysore state- Malur taluk- Restoration of Indumangala Dasappakere- Registered No. 246-

Ref: From the Chief Engineer (Special) Letter No.1654/53 D-8 dated 1-5-54.

--:--

I am directed to transfer, for further action by the Government of Madras the pending file containing 85 pages of current file and 7 pages of Note file on the subject as it has been reported that the Indumangala Dasappakere lies in the Ponniar Basin and as such it relates to the Residuary Madras state. The receipt of the file may be acknowledged.

Yours faithfully,
9/6/54.
(G. SUBBARAMAIAH).
for Secretary to Government

ment file PP1-85 c+
Note file PP1-7 N.F.
- Sketch 9.6.54
bal 9/6.

89 P.W (N.)

Letter No. 5245. ~~482-D~~ J.N/47-10 dt. 16.6.52

To The Secretary to the Govt. of Andhra
P.W. and T. Deptt, Kurnool.

Sir,

Sub: Irrigation - Mysore - Malur taluk - Restoration of Induvangala Dasappakere

Ref: Your letter No. 215-H/53-3 dt. 9.6.52

I am directed to acknowledge the receipt of the file on the above subject sent with your letter cited.

Y.F.

Memo. No. 5245. ~~482-D~~ J.N/47-11 dt. 16.6.52.

Irrigation - Mysore State - Malur taluk - Restoration of Induvangal Dasappakere Regd. No. 246

Ref: Govt. Memo. No. 5245-J/47-P.W-8 dt. 6.7.1953
From the CE (I) Lr. No. 2878/53-R.1 dt. 21/9/52

The Spl. CE., P.W.D is requested to state the stage at which the matter stands and when his final reply may be expected.

To
The Spl. CE., P.W.D.

52747 PUBLIC WORKS DEPARTMENT

JUL 1954 PUBLIC WORKS DEPARTMENT

91

From Sri
A.R. Venkatachari, B.E., M.I.E. (Ind), M.Am.Soc.C.E., I.S.E., Special Chief Engineer, P.W.D., Chepauk, Madras-5.

To The Secretary to Government, Public Works Department, Fort St. George, Madras.

Letter No.5986/53 G-3 dated 1-7-1954.

Sir,

Sub:-Irrigation - Mysore State - Malur Taluk - Restoration of Indumangala Dasappakere Tank - Registered No. 246.

77-78 ante Ref:-Government Memo No.5245 J/47-8 dated 6-7-'53.
p 89 ante --do-- No.5245 J N/46-11 d/ 16-6-54.

The Superintending Engineer, Coimbatore Circle was addressed to gather the following particulars to examine whether Madras Government could establish any prescriptive right for the partly abandoned waters of the above Mysore tank.

a) the flow in the rivers in the frontier site atleast for a period of 25 years or water levels in the tanks near the frontier in the same basin for a similar period.

and b) an examination of the increase or decrease in the ayacut in the same basin consequent on the abandonment of storage in the Mysore tank by collecting the extent of actual irrigation under the tanks for a period of 25 years.

2/ It was thought that with the above statistics, and the rainfall in these years, some useful data could be gathered to make out a strong case against the restoration of the tank. The Superintending Engineer has reported that the above details cannot be gathered for the reasons stated in his report (copy enclosed). p 93 infra

3/ In the absence of sufficient data, it does not appear possible to pursue the matter.

T. V. Narayana Murthi. 1.7.54

for Special Chief Engineer, P.W.D.

Encl: One copy of Suptg. Engr.'s report.

p 93 infra

tss.1/7.

P.W.D.

Irrigation. Mysore. Restoration of Indumangala Dasappanakere Regd No. 246 of Malur Tk.

From the Resident in Mysore No. R.F. 45-46/PoL dt 28.4.46
To the P.E.O. Endt No. 482 D/46.1 dt 30.1.46
From " No. 649/46.M.1 dt 17.4.46
To the Resident in Mysore Endt No. 482D/46.2 dt 23.4.46
From " No. R.F. 45-46/PoL dt 22.7.46

D.S.

The proposal relates to the restoration, by the Mysore Govt, of the Indumangala Dasappanakere tank Malur Tk in their territory. In Jan 1946 they gave intimation of this proposal and said that the intimation was under the 1933 agreement with this Govt. The P.E.O. who was referred to in the matter stated that as seen from the G.S.I. map, the tank is situated in one of the prohibitory limits specified in 1892 Agreement. At his suggestion Mysore was asked for information as to how long the tank has been in disuse, details of area irrigated under it for the last 30 yrs and a sketch showing the position of the tank and they were also asked to defer work on it until this Govt sent a final reply. Mysore however refuse to give the particulars and say that the work will be proceeded with, on the ground that the 1933 agreement stipulates neither the furnishing of the information nor stoppage of work on dispute they however promise to give a map on dispute.

Apparently Mysore take their stand on the words of clause 1(1) of the 1933 agreement which requires only that "intimation will as far as possible be given by Mysore ... with details of what

proposes to do done". In this connection please
see the portions marked A & B on pp 8 & 12 of
the notes in G.O No 2791-97 P/D/ 28.12.1933 from which (X)
it will appear that the right of Madras to
veto in such cases is given by clause III of
the 1892 agreement and that if Mysore carries
out the work immediately after giving
intimation it runs the risk of our exercising
the veto if on examination we are able to
establish that the work is one which required
our previous consent and that our prescriptive
rights entitle us to oppose it under clause III
of the 1892 agreement. It is therefore for
consideration whether the Mysore Govt. may
be asked to stop it under the last mentioned
clause, and then details may be called for
from the C.E.(I) with a view to establish our
case. It may be noted that the sitchkat-
(presumably agacut) of the tank is given as
31 Ac. 16 guntas — a not appreciable extent
and on that to the C.E.
A draft letter to the Resident [illegible] submitted.
May may be sent to Legal for scrutiny &
acceptance

3.8.43

If the tank has been in use, though
with a diminished ayacut during the
past 20 years, the work will not be a
repair & an existing reservoir. In
which case we cannot object, since
Mysore say that neither the capacity nor the
ayacut rights are increased beyond what it
originally was. But they should have
applied before. If the work to be done, is in any case,
under cl (II) of the 1933 Agreement.
But if the work has been totally discon-
tinued for over 30 years, it amounts to a new work

[illegible] the meaning of Cl. 1(i) of the 1892 Agreement and Madras' consent to the 1946 Act be obtained by Mysore. Before information is received as to how many years the Tank has been in a disused state. I have made necessary additions to draft.

AD no. 482 D/46-4
5.8.46

5594C

5/8/46 Legal

ASSISTANT SECRETARY
6 - AUG 1946
LEGAL DEPARTMENT.

Legal Dept

The draft letter may be accepted in this dept.

19.8.46

S. [illegible]
21/8/46

P.W.D

ASSISTANT SECRETARY
6 - AUG 1946
LEGAL DEPARTMENT.

To D.S.

The draft letter may issue

21-8-46

20/8/46

P15 c.f. Secret Letter No. 482 D/46-6 Dated 26.8.46
Legal W.O. 5594C-1 22-8-46 p17 c.f. Secret Endt No. 482 D/46-7 Dated 26-8-46
p19 c.f. from the Resident's Letter No. R.F. 45-46/Pol Dated 31.8.46

5228
23 AUG 1946

To D.S.

Please see the letter from the Resident at p17 c.f. and the sketch enclosed. It may be sent to the CE (I) in Continuation of P.W.D Endt No. 482 D/46-7 Dated 26-8-46. A draft Endt is submitted at p18 c.f. for approval.

3.9.46

4/9/46

p 29 c.f.

As 3

From the Secy to the Resident No. R.F. 45-46/Pol Dy

Please see the letter from the Resident and its enclosure on pp 29 & 31 c.f. Attention is invited to my notes on pp 1-3 ante and the letter to the Resident on p 15 c.f. The Resident has forwarded a Statt receiv

from the Govt of Mysore which shows the actual area irrigated every year below the Dasappanakere Tank of Indumangala Village Malur taluk, for the years from 1932-33 to 1945-46. It is also indicated that the Mysore Govt. have pointed out that an extent of over 30 acres was irrigated during 1932-33 and that this area has been gradually reducing owing to silting up of the tank. In the circumstances it is stated that in the circumstances the Mysore Govt. do not consider that their proposal to restore the tank is in conformity with the terms of the 1892 & 1933 agreements & that the question of obtaining the Consent of this Govt. does not arise.

The remarks of the C.E. (I) may be invited. The draft endt. submitted on p. 30 c.f. is for approval.

26/4/47.

26.4.47

p. 30 c.f.

Issued as Endt 482-D/46-1 dt 28.4.47

[from the C.E., P.W.D (Irrign) letter no 2037/47 B-27 dt 5-4-50.]

To AS.

Please see the note on pp 1-4 above and the report from the C.E. on pp 15-16 c.f.

2. In 1946 the Govt of Mysore govt intimated this Govt. as required by the 1933 agreement of their proposal to restore their Indumangala Dasapanakere in Malur Taluk to its original capacity of 7 units as the tank had been silted up and its existing capacity of 4.54 units was insufficient to irrigate its registered ayacut of 31 acres and 16 guntas. As suggested by the C.E. this Govt. called for from Mysore the particulars of irrigation under the tank for the previous 30 years. Govt Mysore furnished figures only for the years 1932-33 to 1945-46 and

Noted that records prior to 1932-33 had been destroyed. The particulars available were furnished to the C.E. for a report on the proposal of Mysore.

3. The C.E. now reports that the proposal of Mysore cannot be objected to according to the 1892 Agreement. From an examination of the figures furnished the C.E. considers that there is nothing to warrant a statement that the reduction in extent of irrigation is due to reduced capacity of the tank. He also considers that even if it is conceded that the tank had been silted up to some extent it is enough if the capacity of the tank is increased to 5-3 units to irrigate the full ayacut as against the 7 units proposed by Mysore. He has therefore suggested that in the interests of irrigation lower down Mysore may be requested not to restore the tank to the capacity proposed. He has also suggested that the legal implication of the 1892 agreement and the legal aspect of the proposal might be examined before a final decision is reached.

4. The Mysore Govt. had already been requested to defer the work and in their letter of July 1946 they refused to agree to it and stated that the work will be proceeded with. In Aug. 46 they were again told through the Resident that the Govt. did not agree to the work and that it should be stopped and they replied in April 47 that the proposal to restore the tank was in conformity with the 1892 and 1933 Agreement and the question of their consent did not arise.

Moreover the work would have been completed by now as it is already four years since Mysore stated that the work would be proceeded with. Therefore no useful purpose would be served by addressing Mysore now, as suggested by the C.E. not to restore the tank to its capacity proposed.

6.6.50. M

5th As' for the suggestion to examine the implications of the 1892 Agreement it is submitted that the matter is already under examination separately on similar proposals of Mysore. The Advocate general is being addressed again in the matter. Therefore no separate action is called for in this on this point. This may lie over till a final decision is reached in the case mentioned above.

19/5/50.

6.6.50

DS.

1. What is the 'unit' referred to by Mysore at p.2 cf
2. Pl. put up 1892 & 1933 agreements.

put up at (M) 9/6

7.6.50

Submitted this is no information one as to what exactly the 'unit' referred by Mysore represents. It is however learned that 1 unit (under) will irrigate about 2 acres. In this State 1 M-cft. will irrigate about 5 acres. But a recent report in the papers showed that in Mysore 1 M-cft irrigates only between

(3240/50)

2 and 3 acres. At this rate one [illegible] will be roughly 2 M.cft. since it [illegible] about 6 acres. For orders consultee [illegible] may be consulted on this point.

The 1892 and 1933 Agreements are put up at (N) and (X)

7/6/50 The C.E. apparently connects the capacity of the tanks mentioned by Mysore in their letter D/22-146 on p. 2 ante with the figure of area irrigated in 1944-45 given on p. 31 and arrives at the conclusion that the duty is 6 acres per unit. It is not however clear what Mysore mean by a "unit". Perhaps they may themselves be asked. They may also be asked for particulars of the quantities of impounded water for the previous thirty years or at least for the 10 years for which they have given particulars of extent irrigated.

It may be noted that Mysore take in this case, as in the other cases dealt with separately, their stand on the ground that the "original capacity" or the "original area" is not exceeded. The agreement does not refer to "original capacity" or "original area" though these terms were obviously known in 1892. The agreement refers to "quantity previously impounded" and "area previously irrigated". No doubt the limits of time for these expressions not being specific the period of 30 years referred to above has no sanctity yet, pending decision in the first reference to in para 5 on p. 6 ante; and it may be well to permit ante 'B' above to Mysore and say that they are not justified in proceeding with the works until they satisfy Madras that they are not exceeding either the "quantity previously impounded" or the "area previously irrigated" with reference to the authentic and available record. If approved a draft with the put up.

Thereon I (3) ante p. 1 of N

Thereon I shall write my difference note

Thereon I shall await a decision in the other file

[5245 J.N/47]

Memo No. 5245 J/47-8 dated 6-7-53 to the C.E.(I).
From the Spl.C.E., P.W.D.No. 5986/53-G.3 d/1-7-54.

To A.S.

This case relates to the restoration, by Mysore, of the Indumangala Dasapanakere tank in Malur taluk of Mysore territory. In 1946 the Mysore Government intimated this Government, as required by the 1933 Agreement, that they proposed to restore their Indumangala Desappnakere tank to its original capacity of 7 units as the tank had been silted up and its existing capacity of 4.54 units was insufficient to irrigate its registered ayacut of 31 acres. As suggested by the C.E. this Government called for from Mysore the particulars of irrigation under the tank for the previous 30 years, but Mysore furnished figures only for the years 1932-33 to 1945-46 and stated that records prior to 1932-33 had been destroyed. The particulars available were furnished to the C.E. for a report on the proposal of Mysore.

2. The Chief Engineer reported that the proposal of Mysore could not be objected to according to the 1892 Agreement. From an examination of the figures furnished the Chief Engineer considered that there was nothing to warrant a statement that the reduction in extent of irrigation was due to reduced capacity of the tank. He also considered that even if it was conceded that the tank had been silted up to some extent it was enough if the capacity of the tank was increased to 5.3 units to irrigate the full ayacut as against the 7 units proposed by Mysore. He therefore suggested that in the interests of irrigation lower down, Mysore might be requested not to restore the tank to the capacity proposed. He also suggested that the implication of the 1892 agreement and the legal

aspect of the proposal might be examined before a final decision was reached.

3. The Mysore Government had already been requested to defer the work and in their reply of July 1946 they refused to agree to it and stated that the work would be proceeded with. In August 1946 they were again told through the Resident that this Government did not consent to the work and that it should be stopped and they replied in April 1947 that the proposal to restore the tank was in conformity with the 1892 and 1933 Agreements and the question of consent of this Government did not arise. Moreover as the work would have already been completed as it was already four years since Mysore had stated that the work would be proceeded with, it was considered that no useful purpose would be served by addressing Mysore, as suggested by the Chief Engineer, not to restore the tank to the capacity proposed. As the legal aspect of the proposal of Mysore to restore tanks, in the present case, in the prohibited area in their State with reference to the 1892 Agreement was already under consideration separately, this file was ordered to lie over till a decision was reached on the general question.

4. In G.O.Ms.No.1645, P.W., dated 14-4-1953, it was decided that Mysore can restore the lost capacity of their tanks without obtaining the consent of this Government, but that this Government could object to the restoration under the general law, if it could be proved that the proposed restoration would affect the prescriptive rights already acquired. The Chief Engineer was therefore asked to state whether the Government

[No. 5245.J.N/47]

1711/2317

77-78 Cb.

of Madras could object under the general law to the proposal of Mysore to restore the Indumangala Dasappanakere on the ground that it would affect the prescriptive rights already acquired by the Govt. of Madras.

5. The Special Chief Engineer has now reported that details of the flow in the rivers in the frontier site, and the extent of actual irrigation under the tanks etc. are not available to make out a strong case against the restoration of the tank by Mysore and that in the absence of sufficient data, it does not appear possible to pursue the matter. In the circumstances stated by the Special Chief Engineer no further action seems called for in the matter. The papers may be recorded in a G.O.

Mdras 2835/91 c

R
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22.7.54

23/7/54

M(W)
27/7

G.O.Ms.No. 2630 dt. 28-7-54

Irrigation - Mysore State - Malur taluk - Restoration of Indumangala Dasappakere Tank - Papers recorded

SECRETARY
28 JUL 1954
PUBLIC WORKS DEPARTMENT

DEPUTY SECRETARY TO GOVERNMENT
28 JUL 1954
PUBLIC WORKS DEPARTMENT